

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

PAUL ALAN HILEMAN, )  
                          )  
Plaintiff,             )  
                          )  
v.                      )                          No. 4:19-cv-01848-SNLJ  
                          )  
JOSEPH ALVAREZ, et al., )  
                          )  
Defendants.            )

**MEMORANDUM AND ORDER**

This matter is before the Court on a letter sent by plaintiff Paul Alan Hileman that has been construed as a motion to voluntarily dismiss his complaint. (Docket No. 5). The motion is difficult to read, but plaintiff clearly states that he is “dropping [his] emergency claim.”<sup>1</sup> Therefore, the Court will order this case to be dismissed without prejudice. This dismissal will not count as a “strike” under 28 U.S.C. § 1915(g).

Accordingly,

**IT IS HEREBY ORDERED** that plaintiff’s motion to voluntarily dismiss his complaint (Docket No. 5) is **GRANTED**.

**IT IS FURTHER ORDERED** that this case is **DISMISSED** without prejudice. A separate order of dismissal will be entered herewith.

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<sup>1</sup> Plaintiff referred to his original filing with the Court as an “emergency lawsuit.”

**IT IS FURTHER ORDERED** that an appeal from this dismissal would not be taken in good faith.

Dated this 12<sup>th</sup> day of August, 2019.

  
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STEPHEN N. LIMBAUGH, JR.  
UNITED STATES DISTRICT JUDGE